

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

JASON HERNANDEZ,

Movant,

V.

UNITED STATES OF AMERICA,


Respondent.

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CRIMINAL CAUSE NO
SA-96-CR-325-FB

FILED

MAY 1 2006


CLERK, UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY  DEPUTY CLERK

ORDER

The matter before the Court is movant Hernandez's Affidavit to Proceed *In Forma Pauperis* on Appeal (docket entry no. 117). Movant Hernandez seeks to appeal this Court's Order denying his Rule 36 Motion (docket entry no. 115). Finding movant Hernandez makes no substantial showing that the Court erred or denied his constitutional rights when it imposed supervised release revocation sentences, the court determines his appeal is not taken in "good faith," i.e. if the appeal fails to present a nonfrivolous issue. See *Coppedge v. U.S.*, 369 U.S. 438, 445 (1962).

It is so ORDERED.

SIGNED this 18th day of May, 2006.


FRED BIERY
United States District Judge